

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Gilbert Wolrich et al.
Serial No. : 09/475,614
Filed : December 30, 1999

Art Unit : 2155
Examiner : David Y. Eng
Conf. No. : 6580

Title : METHOD AND APPARATUS FOR CONTROL OF RECEIVE DATA

MAIL STOP APPEAL BRIEF – PATENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Appellant received a Notification of Non-Compliant Appeal Brief dated August 30, 2007.

According to the notice the brief did not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal and included “subject matter which are not in the claims.”

To advance this case to appeal, Appellant has replaced the summary presented in the “(v) Summary of Claimed Subject Matter” section with a new summary that provides a concise explanation of the subject matter defined in each of the independent claims involved in the appeal and which only includes subject matter recited in the independent claims.

Additionally, Appellant amended the section “(vii) Arguments” to include Appellant’s discussion of the *KSR International Co. v. Teleflex Inc.*, decision which was decided by the U.S. Supreme Court after Appellant had submitted on September 25, 2006, an earlier version of the Appeal Brief (in relation to which the Notification of Non-Compliant Appeal Brief had been issued). Appellant’s added discussion regarding the *KSR* decision appear on page 7 of the Appeal Brief.

Enclosed is a Petition for Two Month Extension of Time. The fees in the amount of \$460 are being paid concurrently on the Electronic Filing System (EFS) by way of Deposit Account authorization.

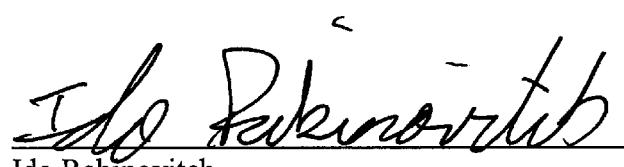
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Attorney's Docket No.: 10559-137001 / P7876

Please apply any other required fees to deposit account 06-1050, referencing the attorney docket number shown above.

Respectfully submitted,

Date: Nov. 1, 2007



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